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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

U.S. EQUAL EMPLOYMENT
 OPPORTUNITY COMMISSION,

Plaintiff,

vs.

TESLA, INC.,

Defendant.

Case No.: 3:23-cv-04984-JSC

**DECLARATION OF JAMES H. BAKER
 IN SUPPORT OF STIPULATION AND
 [PROPOSED] ORDER EXTENDING
 DEADLINE TO SUBMIT SECOND
 PROPOSED ESI PROTOCOL**

I, James H. Baker Jr., being of lawful age, declare under penalty of perjury, that the following statements are true and correct to the best of my knowledge:

1. I am a Senior Trial Attorney at the United States Equal Employment Opportunity Commission (EEOC), in the San Francisco District Office, and I have personal knowledge of the facts set forth in this Declaration.

2. I submit this declaration in support of the Parties' Joint Stipulation and Proposed Order Extending the Deadline to Submit A Second Protocol Regarding Electronically Stored Information, in accordance with Pretrial Order No. 2, (ECF 65).

3. There is good cause for the Court to extend this deadline by two weeks. The Parties

1 have been unable to finalize the Second ESI Protocol within the time allotted but anticipate doing so
2 with a modest amount of additional time.

3 4. A two-week extension (to December 6, 2024) would enable the parties to submit a
4 second ESI Protocol or a dispute concerning the protocol ahead of the next Case Management
5 Conference, which is scheduled for December 12, 2024 (ECF 65).

6 5. This extension, furthermore, would not disrupt any other deadlines in this case.

7 6. The only previously requested continuance or extension to the Court's deadlines, was
8 to vacate the Initial Case Management Conference until after the Court ruled on Tesla's Motion to
9 Stay (ECF 23).

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11 I declare under penalty of perjury that the foregoing is true and correct. Signed on November
12 22, 2024, in Oakland, California.

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14 /s/ James H. Baker
15 James H. Baker
16 EEOC Senior Trial Attorney
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